
UNITED STATES DISTRICT COURT**EASTERN DISTRICT OF TEXAS**

UNITED STATES OF AMERICA

versus

JAMISON ROSS ELLIS

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CASE NO. 4:14-CR-176(1)

MEMORANDUM AND ORDER

On February 10, 2017, Defendant Jamison Ross Ellis (“Ellis”) filed his *pro se* Motion to Supplement the Record (#112) for purposes of appeal. Ellis’s motion does not bear the signature of his court-appointed counsel, Mr. Robert Arrambide, or a certificate of service indicating that he sent a copy of his motion to any counsel of record herein. Additionally, Ellis’s appellate counsel has informed the court that he does not adopt the Ellis’s *pro se* motion. Without the approval of or the adoption of the motion by defense counsel, Ellis is not permitted to file *pro se* pleadings.¹ A “criminal defendant does not have the right . . . to a ‘hybrid representation,’ partly by counsel and partly by himself.” *United States v. Daniels*, 572 F.2d 535, 540 (5th Cir. 1978); *accord Batchelor v. Cain*, 682 F.3d 400, 411 n.5 (5th Cir. 2012); *United States v. Long*, 597 F.3d 720, 724 (5th Cir.), *cert. denied*, 561 U.S. 1034 (2010); *United States v. Cano*, 519 F.3d 512, 516 (5th Cir. 2008); *United States v. Ogbonna*, 184 F.3d 447, 449 n.1 (5th Cir.), *cert. denied*, 528 U.S. 1055 (1999) (citing *Myers v. Johnson*, 76 F.3d 1330, 1335 (5th Cir. 1996)). Therefore,

¹ The United States Court of Appeals for the Fifth Circuit has instructed Ellis that any communications and motions must come through his attorney of record in this matter. *Letter of Advisement, Ellis v. United States*, No. 16-40490 (5th Cir. Jan. 27, 2017); *Letter of Advisement, Ellis v. United States*, No. 16-40490 (5th Cir. Jan. 18, 2017).

the court will not consider Ellis's motion. Accordingly, it is ordered that Ellis's motion to supplement be stricken from the record.

Signed this date

Feb 17, 2017

A handwritten signature in black ink, reading "Marcia A. Crone". The signature is written in a cursive, flowing style. It is positioned above a horizontal line that spans the width of the signature.

MARCIA A. CRONE
UNITED STATES DISTRICT JUDGE